1 2 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 3 AT TACOMA 4 CHRISTOPHER BRADY HOWARD, 5 Plaintiff. 6 No. C11-5795 RBL/KLS v. 7 STATE OF WASHINGTON ORDER ADOPTING REPORT AND DEPARTMENT OF CORRECTIONS. RECOMMENDATION 8 GRANT COUNTY DEPARTMENT OF CORRECTIONS, AMANDA GREEN, KIM 9 ALLEN, MERRESSA DAVIS, ANMARIE 10 AYLWARD, LAURIE PETERS, MAGGIE MILLER-STOUT, and STEVEN SINCLAIR, 11 Defendants. 12 13 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen 14 L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, 15 does hereby find and **ORDER**: 16 (1) The Court adopts the Report and Recommendation. 17 (2) This action is **Dismissed Without Prejudice** prior to service for failure to state a 18 claim. 19 (3) Plaintiff's application to proceed in forma pauperis (ECF No. 1) is **DENIED.** 20 The Clerk is directed to send copies of this Order to Plaintiff, counsel for any (3) Defendants who have appeared, and to the Hon. Karen L. Strombom. 21 22 **DATED** this 27th day of December, 2011. 23 24 25 RONALD B. LEIGHTON UNITED STATES DISTRICT JUDGE 26

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